

SPW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Armstrong, R. A. et al) Art Unit: 1614
Serial No.: 10/715,177) Examiner:
Conf. No.: 4041)
Filed: 11/17/2003
For: Combination Of A PDE4 Inhibitor And Tiotropium Or Derivative
Thereof For Treating Obstructive Airways And Other Inflammatory
Diseases
Docket No.: 1/1345

Office of Initial Patent Examination's
Customer Service Center
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

February 23, 2005

**TRANSMITTAL LETTER FOR SUBMISSION OF
SUPPLEMENTAL APPLICATION DATA SHEET**

Sir:

The undersigned respectfully requests correction of the Application Data Sheet for Application 10/715,177, Filing Date November 17, 2003, Confirmation Number 4041.

Please correct the language in the Domestic Priority Information section as follows:

First row, first column please change "This Application" to --This Application is a--;

First row, second column please change "Continuation of" to --Continuation under 35 U.S.C. § 365(c) of --;

Second row, first column please change "This Application" to --Which claims benefit --;

Second row, second column please change "Nonprovisional of" to --Under 35 USC § 119(e) of US Provisional Application--;

Third row, first column please change "This Application" to --And--;

Third row, second column please change "Nonprovisional of" to – Under 35
USC § 119(e) of US Provisional Application--
all of which is noted on the attached copy of the Supplemental Application
Data Sheet.

The undersigned hereby requests that the United States Patent and Trademark
Office correct its records accordingly and issue a corrected Filing Receipt.

Respectfully submitted,



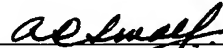
Andrea D. Small
Attorney for Applicant(s)
Reg. No. 54,859

Patent Department
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Date: February 23, 2005

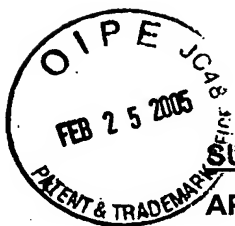
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on February 23, 2005.



Andrea D. Small, Reg. No. 54,859



SUPPLEMENTAL APPLICATION DATA SHEET

APPLICATION INFORMATION

Application Type::	Regular
Subject Matter::	Utility
CD-ROM or CD-R?::	None
Number of CD disks::	
Number of copies of CDs::	
Sequence submission?::	None
Computer Readable Form (CRF)?::	No
Number of copies of CRF::	
Title::	Combination Of A PDE4 Inhibitor And Tiotropium Or Derivative Thereof For Treating Obstructive Airways And Other Inflammatory Diseases
Attorney Docket Number::	1/1345
Request for Early Publication?::	No
Request for Non-Publication?::	No
Total Drawing Sheets::	0
Small Entity?::	No
Petition included?::	No
Secrecy Order in Parent Appl.?::	No

APPLICANT INFORMATION

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Page # 1

Serial No.: 10/715,177
Filing Date: 11/17/2003

Supplemental 02/23/05

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Postal or Zip Code of mailing address:: 10017

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CORRESPONDENCE INFORMATION

Page # 2

Serial No.: 10/715,177
Filing Date: 11/17/2003

Supplemental 02/23/05

Correspondence Customer Number:: 28501

REPRESENTATIVE INFORMATION

Representative Customer Number:: 28501

DOMESTIC PRIORITY INFORMATION

Application::	Continuity Type::	Parent Application::	Parent Filing Date::
This Application <u>This Application</u> is a	Continuation of <u>Continuation under</u> <u>35 U.S.C. § 365(c)</u> of	PCT/EP 02/05643	05/23/2002
This Application <u>Which claims</u> <u>benefit</u>	Nonprovisional of <u>Under 35 USC §</u> <u>119(e) of US</u> <u>Provisional</u> <u>Application</u>	60/303,845	07/09/2001
This Application <u>And</u>	Nonprovisional of <u>Under 35 USC §</u> <u>119(e) of US</u> <u>Provisional</u> <u>Application</u>	60/293,555	05/25/2001

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ADS

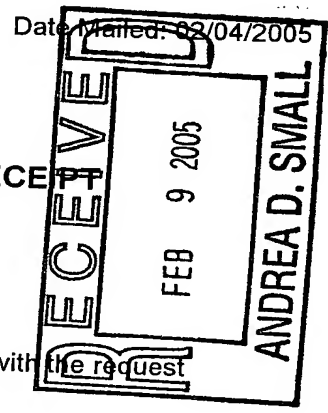
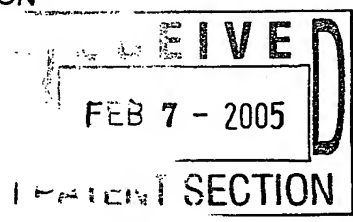
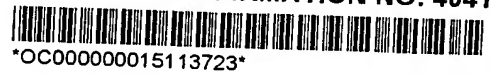
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APPLICATION NUMBER	FILING OR 371(c) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
10/715,177	11/17/2003	Roisin A. Armstrong	1/1345

28501
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CONFIRMATION NO. 4041



RESPONSE TO REQUEST FOR CORRECTED FILING RECEIPT

Domestic Continuity and Foreign Priority

In response to your request for a corrected Filing Receipt, the Office is unable to comply with the request because:

- ☐ The priority or continuity claim has not been entered because it was not filed during the required time period. Applicant may wish to consider filing a petition to accept an unintentionally delayed claim for priority. See 37 CFR 1.55 or 1.78.
- ☐ Continuity claimed under 35 U.S.C. § 120 cannot be added to the Filing Receipt without the applicant supplying the relationship (continuation, divisional, or continuation-in-part) in an Application Data Sheet or amendment to the first page of the specification.
- ☐ A claim for priority cannot be made based on an application filed after the application making the claim.
- ☐ Domestic benefit and foreign priority claims will not be captured in a provisional application. A provisional application is not entitled to a right of priority or to the benefit of an earlier filing date of any other application. See 35 U.S.C. § 111(b)(7) and 37 CFR 1.53(c)(4).
- ☐ A domestic continuity claim cannot be made to a foreign application and the filing receipt will only list the foreign country, application number, and filing date.
- ☐ Foreign priority will appear on the Filing Receipt in the following order: **Country, Application number, Filing date.**
- ☐ This application is the result of a conversion from a provisional application. Priority based on such application cannot be made since it no longer exists as a provisional application.



The application(s) to which priority is claimed were filed over a year prior to the filing date of this application. Therefore, the referenced application(s) cannot be claimed as domestic or foreign priority.

60303845 & 60293555



To change the benefit claim of a U.S. prior-filed application, applicant must amend the first sentence of the specification (if the benefit claim is referenced in the specification), or provide a supplemental application data sheet (ADS) (if the benefit claim was submitted in an ADS), with the desired benefit claim. Note that once a benefit claim is deleted, applicant will not be able to claim such prior-filed application again, if the above-identified application was filed on or after November 29, 2000.



To change a foreign priority claim, applicant must submit a supplemental oath or declaration (if the priority claim is referenced in the oath or declaration), or a supplemental application data sheet (ADS) (if the priority claim was submitted in an ADS), with the desired priority claim. If a supplemental ADS is submitted, any deletions should be shown with strikeouts. Note that once a priority claim is deleted, applicant will not be able to claim such foreign application again, if the above-identified application was filed on or after November 29, 2000.



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Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY